

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK**

Mary Namorato, Anna Molly, Farin Greber, Judith  
Sosa, Jay Clark and Larry Kernan, *on behalf of  
himself and all others similarly situated,*

Plaintiffs,

-against-

Town Sports International, LLC, Inc. and Town  
Sports International Holdings, Inc., d/b/a New York  
Sports Clubs,

Defendants.

Civil Action No. 20-cv-02580-(VSB)

**NOTICE OF MOTION FOR  
DISMISSAL OF PLAINTIFFS'  
AMENDED COMPLAINT  
PURSUANT TO  
FED. R. CIV. P. 12(b)(6)**

**TO:** David Gottlieb, Esq.  
WIGDOR LLP  
85 Fifth Avenue  
New York, NY 10003  
*Attorneys for Plaintiffs*

**PLEASE TAKE NOTICE** that Defendant Town Sports International, LLC. will apply to the United States District Court, Southern District of New York, at 40 Foley Square New York, New York, Courtroom 518, before the Honorable Vernon S. Broderick, United States District Judge, for an order granting dismissal of Plaintiffs' Amended Complaint pursuant to Federal Rules of Civil Procedure 12(b)(1) and (b)(6)

**PLEASE TAKE FURTHER NOTICE** that in support of this motion, Defendant shall rely on the supporting Memorandum of Law, Declaration of Peter Siachos, Esq. and the complete pleadings, files and records in this matter;

**PLEASE TAKE FURTHER NOTICE** that a proposed order is submitted with this motion.

TSI respectfully requests oral argument if this motion is opposed.

Dated: New York, New York  
May 11, 2020

Respectfully submitted,  
*Attorneys for Defendants*  
*Town Sports International Holdings, Inc. and*  
*Town Sports International, LLC*

GORDON REES SCULLY MANSUKHANI, LLP

By: /s/ Peter G. Siachoso  
Peter G. Siachos

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